



February 20, 2003

Josephine Scarlett, Senior Attorney  
National Telecommunications and Information Administration  
14<sup>th</sup> Street and Constitution Ave. N.W.  
Washington D.C. 20230

Reference: Docket No. 010222048-2313-07

Dear Ms. Scarlett,

Thank you for the opportunity to comment on the proposed changes on the Electronic Signature in Global and National Commerce Act (E-Sign Act). Boeing Employees' Credit Union (BECU), is a \$4 billion, state-chartered, federally insured credit union, with a membership size of over 340,000.

BECU is located in the state of Washington and we are required by our state's UCC 3 and 4 codes to process paper drafts, however we are not required to provide the original share draft to our member. Removing these as exceptions would only be potential improvements to the efficiency of the process as well as a benefit to our members. The processing of paper checks is expensive and the potential costs of electronic checks could be far less.

We believe that the treatment of electronic negotiable instruments should be created in specific banking laws that we feel would leave less uncertainty regarding intent and requirements.

We feel the protection for the consumer should still be the same as paper drafts. Although electronic, they would still be considered a check, and as such all current regulations should still apply.

We applaud the review of these exceptions. We feel that the current version of the E-Sign Act that exempts Articles 3 and 4 of the UCC or any time an exclusion of a possible electronic process limits technology growth.

Thank you for the opportunity to respond to the proposed changes. We look forward to the final outcome.

Sincerely,

Gary J. Oakland  
President and CEO